

by the Speaker, the Staff Director shall appoint such employees as may be necessary for the prompt and efficient performance of the functions of the Office. Any such appointment shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed may be removed by the Staff Director with the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker.

(2)(A) One of the employees appointed under paragraph (1) shall be designated by the Staff Director as Deputy Staff Director. During the absence or disability of the Staff Director, or when the office is vacant, the Deputy Staff Director shall perform the functions of the Staff Director.

(B) The Staff Director may delegate to the Deputy Staff Director and to other employees appointed under paragraph (1) such of his or her functions as he or she considers necessary or appropriate.

(Pub. L. 93-554, title I, ch. III, §101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(e) of House Resolution No. 988, Ninety-third Congress, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93-554.

§ 286e. Compensation

The Staff Director shall be paid at a per annum gross rate not to exceed level IV of the Executive Schedule of section 5315 of title 5; and members of the staff of the Office other than the Staff Director shall be paid at per annum gross rates fixed by the Staff Director with the approval of the Speaker or in accordance with policies approved by the Speaker, but not in excess of a per annum gross rate equal to level V of such schedule.

(Pub. L. 93-554, title I, ch. III, §101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(f) of House Resolution No. 988, Ninety-third Congress, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93-554.

§ 286f. Expenditures

In accordance with policies and procedures approved by the Speaker, the Staff Director is authorized to make such expenditures as may be necessary or appropriate for the functioning of the Office.

(Pub. L. 93-554, title I, ch. III, §101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(g) of House Resolution No. 988, Ninety-third Congress, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93-554.

§ 286g. Availability of contingent fund of House

Until such time as funds are appropriated by law to carry out the purpose of this chapter, the contingent fund of the House shall be available for such purpose.

(Pub. L. 93-554, title I, ch. III, §101, Dec. 27, 1974, 88 Stat. 1777.)

CODIFICATION

Section is based on section 203(h) of House Resolution No. 988, Ninety-third Congress, Oct. 8, 1974, which was enacted into permanent law by Pub. L. 93-554.

CHAPTER 9C—OFFICE OF PARLIAMENTARIAN OF HOUSE OF REPRESENTATIVES

Sec.

287. Establishment.

287a. Parliamentarian.

287b. Staff; Deputy Parliamentarian; delegation of functions.

287c. Compensation.

287d. Expenditures.

§ 287. Establishment

There is hereby established in the House of Representatives an office to be known as the Office of the Parliamentarian, hereinafter in this chapter referred to as the "Office".

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 1 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

EFFECTIVE DATE

Section 6 of House Resolution No. 502, Apr. 20, 1977, as enacted into permanent law by section 115 of Pub. L. 95-94, provided that: "This resolution [this chapter] shall take effect as of March 1, 1977, and shall continue in effect until otherwise provided by law."

§ 287a. Parliamentarian

The management, supervision, and administration of the Office shall be vested in the Parliamentarian, who shall be appointed by the Speaker of the House of Representatives without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed shall serve at the pleasure of the Speaker.

(Pub. L. 95-94, title I, §115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 2 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

CROSS REFERENCES

Parliamentarian to compile precedents of House, see sections 28 and 29 of this title.

§ 287b. Staff; Deputy Parliamentarian; delegation of functions

(a) With the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker, the Parliamentarian shall appoint such attorneys and other employees as may be necessary for the prompt and efficient performance of the functions of the Office. Any such appointment shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person so appointed may be removed by the Parliamentarian with the approval of the Speaker, or in accordance with policies and procedures approved by the Speaker.

(b)(1) One of the attorneys appointed under subsection (a) of this section shall be designated by the Parliamentarian as Deputy Parliamentarian. During the absence or disability of the Parliamentarian, or when the office is vacant, the Deputy Parliamentarian shall perform the functions of the Parliamentarian.

(2) The Parliamentarian may delegate to the Deputy Parliamentarian and to other employees appointed under subsection (a) of this section such of the functions of the Parliamentarian as the Parliamentarian considers necessary or appropriate.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 3 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

§ 287c. Compensation

(a) The Parliamentarian shall be paid at a per annum gross rate established by the Speaker but not in excess of the rate of basic pay determined from time to time under subsection (b) of section 3 of the Speaker's salary directive of June 11, 1968.

(b) Members of the staff of the Office other than the Parliamentarian shall be paid at per annum gross rates fixed by the Parliamentarian with the approval of the Speaker or in accordance with policies approved by the Speaker, but not in excess of the rate of basic pay set forth in subsection (a) of this section.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

REFERENCES IN TEXT

Subsection (b) of section 3 of the Speaker's salary directive of June 11, 1968, referred to in subsec. (a), is set out as a note under section 60a-2 of this title.

CODIFICATION

Section is based on section 4 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

PRIOR PROVISIONS

House Resolution No. 904, Eighty-eighth Congress, Oct. 3, 1964, provided: "That effective January 1, 1965, the salary of the Parliamentarian of the House of Representatives shall be at the gross rate of \$28,500. The additional sums necessary to carry out this resolution shall be paid out of the contingent fund of the House until otherwise provided by law."

INCREASES IN COMPENSATION

Increases in compensation for House officers and employees under authority of Federal Salary Act of 1967 (Pub. L. 90-206), Federal Pay Comparability Act of 1970 (Pub. L. 91-656), and Legislative Branch Appropriations Act, 1988 (Pub. L. 100-202), see sections 60a-2 and 60a-2a of this title, and Salary Directives of Speaker of the House, set out as notes under those sections.

§ 287d. Expenditures

In accordance with policies and procedures approved by the Speaker, the Parliamentarian may make such expenditures as may be necessary or appropriate for the functioning of the Office.

(Pub. L. 95-94, title I, § 115, Aug. 5, 1977, 91 Stat. 668.)

CODIFICATION

Section is based on section 5 of House Resolution No. 502, Ninety-fifth Congress, Apr. 20, 1977, which was enacted into permanent law by Pub. L. 95-94.

CHAPTER 9D—OFFICE OF SENATE LEGAL COUNSEL

Sec.

288.

Office of Senate Legal Counsel.

(a) Establishment; appointment of Counsel and Deputy Counsel; Senate approval; reappointment; compensation.

(b) Assistant counsels and other personnel; compensation; appointment; removal.

(c) Consultants.

(d) Policies and procedures.

(e) Delegation of duties.

(f) Attorney-client relationship.

288a.

Senate Joint Leadership Group.

(a) Accountability of Office.

(b) Membership.

(c) Assistance of Secretary of Senate.

288b.

Requirements for authorizing representation activity.

(a) Direction of Joint Leadership Group or Senate resolution.

(b) Civil action to enforce subpoena.

(c) Intervention or appearance.

(d) Immunity proceedings.

(e) Resolution recommendations.

288c.

Defending the Senate, committee, subcommittee, member, officer, or employee of Senate.

288d.

Enforcement of Senate subpoena or order.

(a) Institution of civil actions.

(b) Actions in name of committees and subcommittees.

(c) Consideration of resolutions authorizing actions.

(d) Rules of Senate.

(e) Committee reports.

(f) Omitted.

(g) Certification of failure to testify; contempt.

288e.

Intervention or appearance.

(a) Actions or proceedings.

(b) Notification; publication.

(c) Powers and responsibilities of Congress.

288f.

Immunity proceedings.

288g.

Advisory and other functions.

(a) Cooperation with persons, committees, subcommittees, and offices.

(b) Legal research files.

(c) Miscellaneous duties.

288h.

Defense of certain constitutional powers.

288i.

Representation conflict or inconsistency.

(a) Notification.

(b) Solution; publication in Congressional Record; review.

(c) Computation of period following publication.

(d) Reimbursement.

288j.

Consideration of resolutions to direct counsel.

(a) Procedure; rules.

(b) "Committee" defined.

(c) Rules of the Senate.

288k.

Attorney General relieved of responsibility.

288l.

Procedural provisions.

(a) Intervention or appearance.

(b) Compliance with admission requirements.